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I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO: ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231.

TYPED NAME DARRELL Kriener

SIGNED [Signature]

Anticipated Classification of this Application:

Class: Subclass:

Prior Application 09/418,676
Examiner: S. Wang
Art Unit: 1617

Box PATENT APPLICATION

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

This is a request for filing an

- ☐ Original
- ☒ Continuation
- ☐ Divisional
- ☐ Continuation-in-part

application under 37 C.F.R. 1.53(b), in the name of

Bradford G. Crandall, Jr. and Ralph W. Emerson
(Names of ALL Applicants)

for MICROBIAL AND PESTICIDAL AROMATIC ALDEHYDES
(Title of Invention)

This ☒ continuation ☐ divisional ☐ continuation-in-part
claims priority to pending application Serial No. 09/418,676, filed on October 14, 1999 (which is a
continuation-in-part of USSN 09/155,289 filed November 16, 1998.

- 1. (a) ☐ Enclosed is a new application.
- (b) ☐ Enclosed is a continuation-in-part application.
- (c) ☒ Enclosed is a copy of the prior application.
- 2. (a) ☐ Enclosed is a new Declaration.
- (b) ☒ Enclosed is a copy of the prior Declaration and Power of Attorney as originally filed.
- 3. ☒ Applicant claims small entity status (See 37 CFR 1.27).
- 4. ☐ The filing fee is calculated below:
Claims as filed in the prior application, less any claims canceled by amendment below:

| | (Col. 1) | (Col. 2) | SMALL ENTITY | | OTHER THAN SMALL ENTITY | |
|---|-----------|-----------|--------------|-------|-------------------------|-------|
| | NO. FILED | NO. EXTRA | RATE | FEE | RATE | FEE |
| BASIC FEE | | | | \$370 | | \$740 |
| TOTAL CLAIMS | - 20 = | | x 9 = | \$ | x 18 = | \$ |
| INDEP CLAIMS | - 3 = | | x 40 = | \$ | x 80 = | \$ |
| MULTIPLE DEPENDENT CLAIM PRESENTED | yes | no | +135 = | \$ | +270 = | \$ |
| If the difference in Col 1 is less than zero, enter "0" in Col. 2 | | | TOTAL | \$ | TOTAL | \$ |

- 6. ☒ The filing fee is NOT being submitted with this transmittal letter.

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7. ☐ Cancel in this application original claims ____ of the prior application before calculating the filing fee. (At least one independent claim must be retained for filing purposes.)

8. ☒ Amend the specification by inserting before the first line the sentence:

This ☒ continuation ☐ divisional ☐ continuation-in-part

claims priority to pending application Serial No. 09/418,676, filed on October 14, 1999.

9. ☐ (a) ☐ Informal drawings are enclosed.
(b) ☐ Formal drawings are enclosed (____ sheets).

10. ☐ (a) Priority of application Serial No. _____ filed on _____ in _____ is claimed under 35 U.S.C. 119.
(b) ☐ The certified copy has been filed in prior application Serial No. _____ filed on _____.

11. ☒ The prior application is assigned of record to ProGuard, Inc.

12. ☒ The power of attorney in the prior application is to:
Barbara Rae-Venter, Viola T. Kung, Nisan A. Steinberg
Rae-Venter Law Group, P.C.
P.O. Box 60039
Palo Alto, CA 94306-0039

- (a) ☐ The power appears in the original papers in the prior application.
(b) ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
(c) ☒ A new power has been executed and is enclosed.
(d) ☒ Please change the correspondence address and address all future communications to:

David J. Brezner, Esq.
FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP
Four Embarcadero Center - Suite 3400
San Francisco, California 94111-4187
Tel.: (415) 781-1989
Fax: (415) 398-3249

13. ☐ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

14. ☒ Conditional Petition for Extension of Time: An extension of time is requested in the present and/or above-referenced parent application to provide for timely filing if an extension of time is still required after all papers filed with this transmittal have been considered.

15. ☒ I hereby verify that the attached papers are a true duplicate of prior application Serial No. 09/418,676, as originally filed on October 14, 1999.

Date: 11/13/01 Signature: David J. Brezner
David J. Brezner, Reg. No. 24,774

Address of Signer:
FLEHR HOHBACH TEST
ALBRITTON & HERBERT LLP
4 Embarcadero Center - Suite 3400
San Francisco, California 94111-4187
Tel.: (415) 781-1989
Fax: (415) 398-3249

- ☒ Attorney or agent of record
☐ Filed under Section 1.34(a)